



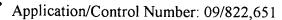
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/822,651	03/30/2001	Scott J. Tuman	54407USA6B,006	9447
7:	590 08/09/2002			
Office of Intellectual Property Counsel 3M Innovative Properties Company PO Box 33427			EXAMINER	
			TSOY, ELENA	
St. Paul, MN 55133-3427			ART UNIT	PAPER NUMBER
			1762	
			DATE MAILED: 08/09/2002	7

Please find below and/or attached an Office communication concerning this application or proceeding.

			115		
	Application No.	icant(s)			
Advisory Action	09/822,651	SEIDEL ET AL.			
•	Examiner	Art Unit			
	Elena Tsoy	1762			
Th MAILING DATE of this communication app	ars on the cover sh t with the c	correspondenc addre	ess		
THE REPLY FILED 24 July 2002 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.					
PERIOD FOR RE	PLY [check either a) or b)]				
a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.  ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).					
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.					
2. The proposed amendment(s) will not be entered be	ecause:				
(a) X they raise new issues that would require further	-	see NOTE below);			
(b) They raise the issue of new matter (see Note beginning)	•				
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or					
(d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE:					
3. Applicant's reply has overcome the following reject	ion(s):				
4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).					
5. The a) affidavit, b) exhibit, or c) request for application in condition for allowance because:	r reconsideration has been cons	idered but does NOT	「place the		
6. The affidavit or exhibit will NOT be considered becaused by the Examiner in the final rejection.	ause it is not directed SOLELY	to issues which were	newly		
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we	(s) a)⊠ will not be entered or b ould be rejected is provided belo	)  will be entered a pow or appended.	nd an		
The status of the claim(s) is (or will be) as follows:					
Claim(s) allowed:					
Claim(s) objected to:					
Claim(s) rejected: <u>21-55</u> .					
Claim(s) withdrawn from consideration:					
8. The proposed drawing correction filed on is	a)□ approved or b)□ disapp	roved by the Examir	ner.		
9. Note the attached Information Disclosure Statement(s)( PTO-1449) Paper No(s)					
10. Other:					



Art Unit: 1762

## **Advisory Action**

1. The amendment filed on July 24, 2002 under 37 CFR 1.116 in reply to the final rejection has been considered but is not deemed to place the application in condition for allowance and will not be entered because: the proposed amendment raises new issues, such as a web being coextensive with the web construction, that would require further search and consideration since they were not searched and addressed in the Final Office Action mailed on May 20, 2002 (Paper No. 6).

## Response to Arguments

2. Applicants' arguments filed July 24, 2002 have been fully considered but they are not persuasive.

Applicants argue that Reich et al do not teach that the hook fasteners 32, 36 are polymeric regions.

The Examiner respectfully disagrees with this argument. The hook fasteners 32, 36 are conventional fasteners of Velcro type. It is well known in the art that conventional fasteners of Velcro type are made from polymeric materials. Therefore, hook fasteners 32, 36 in Reich et al are polymeric *inherently*.



Art Unit: 1762

## Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Elena Tsoy whose telephone number is (703) 605-1171. The examiner can normally be reached on 9:00-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Shrive Beck can be reached on (703) 308-2333. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9310 for regular communications and (703) 872-9311 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0661.

ET

Elena Tsoy Examiner Art Unit 1762

August 7, 2002

MICHAEL BARR PRIMARY EXAMINED